

# MINUTES

## City of Carrollton Mayor and Council Meeting

July 7, 2008  
6:00 p.m.

Public Safety Complex, Court/Council Chambers, 115 West Center Street, Carrollton, Georgia

### I. CALL TO ORDER

The Mayor and City Council met in regular session on Monday, July 7, 2008 at 6:05 p.m. in the Public Safety Annex Building, 115 West Center Street, Carrollton, Georgia. Mayor Wayne Garner called the meeting to order at 6:05 p.m. Members present: Mayor Wayne Garner, Councilmember Peter Balega, Councilmember Gerald Byrd, Councilmember Rusty Gray and Councilmember Mandy Maierhofer.

### II. INVOCATION

Councilmember Byrd offered the invocation.

### III. CITIZEN COMMENTS

Ms. Dorothy Pittman, owner of Horton's Books & Gifts expressed appreciation for the new downtown parking deck.

### IV. MINUTES (June 18, 2008)

**Motion by Councilmember Gray, seconded by Councilmember Maierhofer to approve the minutes of the June 18, 2008 meeting of the Mayor and Council. Motion passed 5 – 0.**

### V. ITEMS OF DISCUSSION

#### 1. Champion of Cities Award presented to Representative Mark Butler (Presented by the Georgia Municipal Association)

Mayor Garner recognized Representative Mark Butler and expressed appreciation for all his efforts on behalf of the City. Mayor Garner stated that GMA selects approximately ten legislators who have been particularly helpful throughout the legislative session in their support of their cities and of the GMA to receive a "Champion of Georgia's Cities" award. This year, Representative Mark Butler was selected as a recipient of this award. Rep. Butler was selected for his support of his city school systems during the debate on the redistribution of ESPLOST funds, as well as for his assistance on behalf of municipal government throughout the discussions on the township bill and the annexation bill. Thanks to his support, both the township and the ESPLOST measures did not pass. He was also one of only a very few legislators who was supportive of a provision in a bill that would have extended the sunset on the distribution of local sales tax proceeds that will expire this year. At this time GMA Deputy Director Radford presented the Champion of Cities Award to Representative Mark Butler.

#### 2. Proclamation: July 2008 Recreation Month

The Mayor and Council proclaimed the month of July 2008 Recreation Month and presented the proclamation to Recreation Director Wayne Gay. The Mayor and Council commended Director Gay for his department's commitment to the establishment and maintenance of the Carrollton Parks, Recreation and Cultural Arts Departments. Recreation Commission Chairman Ann Fletcher expressed appreciation to the Mayor and Council and City Manager for their continued support of the Recreation Department.

#### 3. Rezoning Request: Rezone from R-10 (Single Family Residential) to C-2 (General Commercial) Property Location: Esco Way Petitioner: James Messer

A public hearing was held to receive citizen input on a request from petitioner James Messer to rezone property located at Esco Way from R-10 (Single Family Residential) to C-2 (General Commercial). PZA Charles Griffin advised that the Planning has recommended approval of the rezoning request with conditions as follows:

1. The owner/developer shall provide a minimum six-foot (6') (privacy) fence along the northern side of the property to act as a buffer shield between the existing adjoining subdivision and neighboring properties. Said fence to be located within the inside of the required planted buffer.
2. In addition, the owner/developer shall provide a minimum 30-foot planted buffer between the fence and the subject property.

Those speaking in favor: Mr. Victor Harrison of Esco Way, LLC described the project in detail and advised that he had met with members of Shiloh Church regarding the rezoning request. Those speaking opposed: Pastor Brazil of Shiloh Church requested that the zoning remain unchanged. Norman Sims of Shiloh Church requested that the petitioner donate to the church four (4) acres of land for future church growth. Mr. Victor Harrison of Esco Way, LLC advised that donation of the land would not be possible. Bob Jackson, representing the church, presented an agreement regarding the matter and requested a ten (10) minute recess to discuss the issue with church representatives.

After the ten (10) minute recess, church representatives returned to the meeting and advised that an agreement had been met with the petitioners. Mr. Victor Harrison of Esco Way, LLC advised that the church can tap on to the sewer with no charge. Also agreed was the fact the six-foot (6') fence would be privacy fence rather than a chain link fence. P&Z Administrator Charles Griffin advised that the buffer, as required by the Planning Commission's conditions, would be an undisturbed buffer.

**Motion to approve the request by Councilmember Gray with conditions from the Planning and Zoning Commission:**

1. **The owner/developer shall provide a minimum six-foot (6') green, chain-link fence along the northern side of the property to act as a buffer shield between the existing adjoining subdivision and neighboring properties. Said fence to be located within the inside of the required planted buffer.**

2. **In addition, the owner/developer shall provide a minimum 30-foot planted buffer between the fence and the subject property.**

**After a brief discussion with the public, Mayor Garner asked for the motion to be amended to add the following conditions:**

3. **The owner/developer shall provide a minimum six-foot (6') opaque fence along the entire eastern property line adjacent to Shiloh Baptist Church.**
4. **The owner/developer shall provide a minimum 30-foot undisturbed buffer along the entire eastern property line adjacent to Shiloh Baptist Church.**

**Motion was amended by Councilmember Gray. Motion seconded by Councilmember Maierhofer. Motion passed 4 – 1. (Councilmember Byrd opposed).**

#### **4. FY 2008-2009 Budget Adoption**

CM Coleman presented the FY 2008 – 2009 Operating Budget for the City of Carrollton to the Mayor and Council for adoption. CM Coleman advised that the proposed FY 2008-2009 General Fund Operating Budget of \$19,350,218 represents an overall increase of \$1,717,373 or 10% over the FY 2007-2008 Budget of \$17,632,845. A major portion of this increase (\$998,000) is due to the planned purchase of a new ladder truck for the Fire Department. This truck has been on order for 18 months and is expected to be delivered to the City in September of this year. This purchase is necessary to replace the City's existing ladder truck which is fifteen years old. The net increase to the General Fund Budget after consideration of this capital expenditure is \$719,373, or 4%.

CM Coleman reported that the 2008-2009 Water Fund Budget of \$11,152,236 represents a 2% increase over the current budget of \$10,939,000. Water and sewer rates are proposed to remain at current levels (no rate increase).

In addition, CM Coleman advised that the financial activity of the City's Solid Waste function is accounted for in an enterprise fund. By definition, an enterprise fund should be self-supporting based on fees assessed for the service/product provided. The proposed \$3,702,790 Sanitation Enterprise Fund Budget represents an 8% increase from the current year budget of \$3,420,000. The proposed budget includes \$250,000 to fund the City's new curbside recycling initiative. Landfill tipping fees are expected to remain the same for FY 2009. This budget proposes a \$1.50 per month fee to cover the costs of the City's new recycling initiative. No rate increases are proposed for other residential sanitation services.

**Motion by Councilmember Byrd, seconded by Councilmember Maierhofer to adopt the FY 2008 – 2009 Operation Budgets as presented. Motion passed 4 – 0 (Mayor Garner unavailable during this Agenda item).**

#### **5. 2008 Millage Rate Adoption**

CM Coleman presented to the Mayor and Council for adoption, the 2008 Millage Rate. CM Coleman informed the Mayor and Council that based on the preliminary digest figures from Carroll County for the City of Carrollton, the recommended millage rate for City maintenance and operations for 2008 is 4.69 mills. This rate represents a decrease of .08 mills from the 2007 rate of 4.77 mills.

**Motion by Councilmember Gray, seconded by Councilmember Byrd to adopt the 2008 millage rate as presented. Motion passed 4 – 0 (Mayor Garner unavailable during this Agenda item).**

#### **6. 2008 SPLOST Proposed Projects**

CM Coleman advised that in order to proceed with items (Resolution 13-2008 and the Intergovernmental Agreement) to follow on the Monday evening agenda; the Mayor and Council must approve the list of projects proposed for the 2008 SPLOST. Below is a listing of projects discussed and agreed upon at the June 18, 2008 SPLOST Work Session.

Staff recommends approval of the following projects for the upcoming SPLOST referendum:

#### **PROPOSED 2008 SPLOST PROJECTS**

1. **Street Resurfacing/Repair/Improvements; Sidewalk/Sidewalk Extension; Curb and Gutter Design/Installation and Repairs; Drainage-Infrastructure Design/Installation and Improvements; Traffic Safety/Traffic Movement Improvements.**

##### **Major Elements:**

- Repair and Resurfacing City Streets and Roads
- Traffic Safety/Traffic Movement Improvements, Including Signage, Signalization, Pavement Markings and other Related Items.
- Repair and Improve Street Culverts/Drainage/Piping, Ditches, etc.
- Installation and Design of New Sidewalks/Repair of Existing Sidewalks
- Curb and Gutter Design and Installation/Repair of Existing Curb and Gutters.

**Estimated Cost:**               **\$6,000,000**

2. **Water Impound Improvements for Retention and Storage of Potable Water; Design and Development.**

##### **Major Elements:**

- Property Acquisition/Improvements for Extended Water Supply Necessary During Droughts and High Usage by Customers
- Design and Construction of Water Impound

**Estimated Cost:**               **\$5,000,000**

3. **Public Safety Projects.**

##### **Major Elements:**

- Retirement of Debt for Fire Department Ladder Truck Purchased in 2008
- Purchase of New Pumper Fire Apparatus for Fire Department Located on East Side of City
- Replacement of Worn Out/Leaking Windows in Public Safety Facility
- Build Facility for Public Safety Storage and Exercise

**Estimated Cost:**               **\$2,000,000**

4. **Recreation/Cultural Arts Improvements**

##### **Major Elements:**

- Senior Citizens/Bonner Center Improvement/Expansion
- Lakeshore Bulkhead Addition and Pool Improvements
- Purchase/Replace Senior Bus

**Estimated Cost:                \$3,000,000**

**5.        Economic Development**

**Major Elements:**

- Acquisition of Technical/Industrial/Business Sites to stimulate Carrollton's Economy
- Extension and Improvement of Infrastructure to Service Sites

**Estimated Cost:                \$2,500,000**

**6.        Greenspace Project**

**Major Elements:**

- Property Acquisition/Design and Extension of Large Passive Park that Incorporates Recreational Areas and Protects the Watershed
- Extension of Walking/Jogging/Biking Trail Known as the "Greenbelt" That will eventually extend throughout the City of Carrollton

**Estimated Cost:                \$2,500,000**

**7.        Public Utilities (Telecommunications) Improvements**

**Major Elements:**

- Infrastructure Extension, Upgrade, Repair
- Security System for Public Areas requiring monitoring for Public Safety Reasons

**Estimated Cost:                \$500,000**

**8.        Restoration of Historic Train Depot**

**Major Elements:**

- Completion of Restoration of the Historic Carrollton Train Depot which will be utilized for Public Use

**Estimated Cost:                \$1,500,000**

**Motion by Councilmember Byrd, seconded by Councilmember Gray to approve the 2008 SPLOST projects as presented Motion passed 4 – 0 (Mayor Garner unavailable during this Agenda item).**

**7.        2008 SPLOST Intergovernmental Agreement**

CM Coleman advised that in order to proceed with the 2008 SPLOST referendum – Resolution 13-2008, the Mayor and Council must enter into an agreement with all agencies involved in regards to the effective date, representations, project provisions, collection terms, division and distribution of the sales tax, and record keeping of the 2008 SPLOST. The Intergovernmental Agreement is also included as Exhibit A of the 2008 SPLOST Referendum – Resolution 13-2008.

**Motion by Councilmember Maierhofer, seconded by Councilmember Gray to enter into the 2008 SPLOST Intergovernmental Agreement with all agencies involved in regards to effective date, representations, project provisions, collection terms, division and distribution of sales tax, and record keeping of the 2008 SPLOST Referendum. Motion passed 4 – 0 (Mayor Garner unavailable during this Agenda item).**

**8.        Resolution 13-2008: 2008 SPLOST Referendum**

**Motion by Councilmember Balega, seconded by Councilmember Maierhofer to approve the 2008 SPLOST Referendum - Resolution 13-2008 and enter into the 2008 SPLOST Intergovernmental Agreement with all agencies regarding same. Motion passed 4 – 0 (Mayor Garner unavailable during this Agenda item).**

**9.        Board Appointments:**

**Historic Preservation Commission (2)**

**Motion by Councilmember Maierhofer, seconded by Councilmember Byrd to reappoint Dorothy Pittman and Jan Nielsen to additional terms on the Historic Preservation Commission. Terms expire May 1, 2011. Motion passed 4 – 0 (Mayor Garner unavailable during this Agenda item).**

**Carroll County Library Board (1)**

**Motion by Councilmember Balega, seconded by Councilmember Byrd to reappoint Sue Medeiros to an additional term on the Carroll County Library Board. Term expires June 30, 2011. Motion passed 4 – 0 (Mayor Garner unavailable during this Agenda item).**

**Carrollton Area Convention and Visitors Bureau (2)**

**Motion by Councilmember Maierhofer, seconded by Balega to reappoint Lisa Ledbetter and Jackie Pate to additional terms on the Carrollton Area Convention and Visitors Bureau Board. Terms expire June 30, 2011. Motion passed 4 – 0 (Mayor Garner unavailable during this Agenda item).**

**VI.        MAYOR AND COUNCIL ANNOUNCEMENTS**

Councilmembers Balega and Maierhofer requested a copy of the City's Charter.

**VII.       CITY MANAGER ANNOUNCEMENTS**

None

**VIII.      ADJOURN**

There being no further items to address, Mayor Garner adjourned the meeting at 7:02 p.m.